



RCE / 1724
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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of : **Confirmation No. 4568**
Turid RISDAL et al. : Docket No. 2002_0434A
Serial No. 10/089,236 : Group Art Unit 1724
Filed March 28, 2002 : Examiner R. Spitzer

MEMBRANE AND USE THEREOF

REPLY TO ADVISORY ACTION DATED JULY 22, 2003

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In the Advisory Action, it is stated that claims 8-12 stand rejected for reasons given in paragraphs 4 - 6 of the Official Action of April 11, 2003.

From paragraph 6 of said Official Action, it is apparent that the Examiner has considered patentability based on claims 1 - 3 and 6 - 7 and has not considered the features of claims 8 - 12 presented by the Amendment of July 11, 2003.

More specifically, considering the features $y' > 0$ and $v = 1$ in claim 8, it is apparent that claims 8-12 are unobvious from the cited references for reasons set forth in the Response of July 11, 2003.

Further, the Examiner has not commented on the argument in the Response of July 11, 2003 that the present invention is a selection invention with the advantages set forth, particularly at page 6 of said Response.


For the foregoing reasons, it is apparent that claims 8-12 are neither disclosed nor suggested by the cited references.

No further issues remaining, allowance of this application is respectfully requested.

If the Examiner has any comments or proposals for expediting prosecution, please contact undersigned at the telephone number below.

Respectfully submitted,

Turid RISDAL et al.

By: 
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October 9, 2003

**REQUEST
for
CONTINUED EXAMINATION (RCE)
TRANSMITTAL**

*Subsection (b) of 35 U.S.C. § 132, effective on May 29, 2000,
provided for continued examination of a utility or plant application
filed on or after June 8, 1995.*

See the American Inventors Protection Act of 1999 (AIPA).

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|------------------------|---------------------|
| Application Number | 10/089,236 |
| Filing Date | March 28, 2002 |
| First Named Inventor | Turid RISDAL et al. |
| Group Art Unit | 1724 |
| Examiner Name | R. Spitzer |
| Attorney Docket Number | 2002_0434A |
| Confirmation No. | 4568 |

This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 of the above-identified application.

NOTE: 37 C.F.R. § 1.114 is effective on May 29, 2000. If the above-identified application was filed prior to May 29, 2000, applicant may wish to consider filing a continued prosecution application (CPA) under 37 C.F.R. § 1.53(d) (PTO/SB/29) instead of a RCE to be eligible for the patent term adjustment provisions of the AIPA. See *Changes to Application Examination and Provisional Application Practice, Final Rule*, 65 Fed. Reg. 50092 (Aug. 16, 2000); *Interim Rule*, 65 Fed. Reg. 14865 (Mar. 20, 2000), 1233 Off. Gaz. Pat. Office 47 (Apr. 11, 2000), which established RCE practice.

1. Submission required under 37 C.F.R. § 1.114

a. ☐ Previously submitted:

- i. ☐ Please enter and consider the amendment(s)/reply under 37 C.F.R. § 1.116 previously filed on
- ii. ☐ Please consider the arguments in the Appeal Brief or Reply Brief previously filed on
- iii. ☐ Other

b. ☒ Enclosed:

- i. ☒ Amendment/Reply
- ii. ☐ Affidavit(s)/Declaration(s)
- iii. ☐ Information Disclosure Statement (IDS)
- iv. ☐ Other

2. Miscellaneous

a. ☐ Suspension of action on the above-identified application is required under 37 C.F.R. § 1.103(c) for a period of months. (period of suspension shall not exceed 3 months; Fee under 37 C.F.R. § 1.17(i) required).

b. ☐ Other

3. Fees (The RCE fee under 37 C.F.R. § 1.17(e) is required by 37 C.F.R. § 1.114 when the RCE is filed.)

a. ☐ The Director is hereby authorized to charge the following fees, or credit any overpayments, to Deposit Account No.

- i. ☐ RCE fee required under 37 C.F.R. § 1.17(e)
- ii. ☐ Extension of time fee (37 C.F.R. § 1.136 and § 1.17)
- iii. ☐ Other

b. ☒ Check in the amount of \$1720.00 enclosed

4. CORRESPONDENCE ADDRESS

CUSTOMER NO.
000513

By: 

Matthew Jacob
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October 9, 2003

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PATENT OFFICE FEE TRANSMITTAL FORM

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Attached hereto is a check in the amount of \$1720.00 to cover Patent Office fees relating to filing the following attached papers:

Petition for Extension of Time \$950.00


Other: **Request for Continued Examination** \$770.00

A duplicate copy of this paper is being submitted for use in the Accounting Division, Office of Finance.

The Commissioner is authorized to charge any deficiency or to credit any overpayment associated with this communication to Deposit Account No. 23-0975, with the EXCEPTION of deficiencies in fees for multiple dependent claims in new applications.

Respectfully submitted,

Turid RISDAL et al.

By 
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October 9, 2003

[Check No. 58151]

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